

Remarks/Arguments:

Claims 1-2, 5-6, 9-10, 13-17 and 20-24 are pending in the above-identified application. Claims 3-4, 7-8, 11-12 and 18-19 have been cancelled.

Claims 1-14 and 16-24 were rejected under 35 U.S.C. § 102 (b) as being anticipated by Lemmons et al. The rejection of claims 3-4, 7-8, 11-12 and 18-19 are moot due to the cancellation of these claims. Applicant respectfully requests reconsideration of this rejection.

With regard to claim 1, Lemmons et al. does not disclose or suggest,

... the grid including one or more rows and a plurality of columns, **each column corresponding to a minimum time interval** displayed on the electronic program guide grid pattern, each associated program length being equal to or greater than the minimum time interval ...

wherein, when the electronic program guide controller is configured in the column time shift mode, the method further comprises **shifting the grid pattern time focus by the minimum time interval regardless of the length of a program cell.** (Emphasis added).

Basis for this amendment may be found, for example, in paragraph [0027] and Fig. 2 of the originally filed application. No new matter has been added.

Each column of Applicant's exemplary EPG grid, shown at Fig. 2, corresponds to a minimum time interval (i.e. ½ hour). A program (i.e. PRG. 1) may have a length being equal to the minimum time interval. A program (i.e. PRG. 5) may, however, have a length greater than the minimum time interval. When the EPG controller is in the cell time shift mode, the grid pattern time focus shifts by the length of a selected program cell. When the EPG controller is in the column time shift mode, however, the grid pattern time focus **shifts by the minimum time interval regardless of the length of a program cell.** (Para. [0027]). Thus claim 1 recites "... when the electronic program guide controller is configured in the column time shift mode, the method further comprises **shifting the grid pattern time focus by the minimum time interval regardless of the length of a program cell.**"

Lemmons et al. disclose an EPG grid 112 which includes a plurality of columns 104 corresponding to time intervals and a plurality of rows 110 corresponding to different channels. (Fig. 4). The EPG grid also includes a plurality of program cells (i.e. program cell 27). If

program cell 127 is highlighted and the viewer presses the Right Arrow key, program cell 128 becomes highlighted. (Col. 10, lines 36-47). Thus, Lemmons discloses a program cell time shift mode.

If program cell 127 is highlighted and the viewer presses the Left Arrow key (i.e. attempting to view programs not currently displayed in the grid), the grid scrolls "... to allow the display of program schedule information for **the program** scheduled for telecast immediately prior to the one indicated by the program cell 127." (Emphasis added) (Col. 10, lines 48-56). The Examiner is interpreting this shifting described Lemmons et al. to be shifting in column time shift mode. (Office Action, page 4, lines 6-15).

Shifting in this manner, however, is not column time shifting as defined by Applicant's claim 1. As described above claim 1 recites "... when the electronic program guide controller is configured in the column time shift mode, the method further comprises **shifting the grid pattern time focus by the minimum time interval regardless of the length of a program cell.**" When the viewer in Lemmons et al., however, attempts to view programs not currently displayed in the grid, the grid scrolls "... to allow the display of program schedule information for **the program** scheduled for telecast immediately prior to the one indicated by the program cell 127." That is, the time focus shifts by the length of a selected program cell, and not by "... the minimum time interval regardless of the length of a program cell," as recited in claim 1.

As Lemmons et al. do not disclose two time shift modes, they can not disclose "configuring the program guide controller in one of the at least two time shift modes."

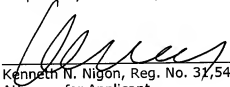
Because Lemmons et al. do not disclose or suggest the features of claim 1, claim 1 is not subject to rejection under 35 U.S.C. § 102 (b) in view of Le Gall et al. Claims 2, 5, 21 and 23-24 depend from claim 1. Accordingly, claims 2, 5 and 23-24 are also not subject to rejection under 35 U.S.C. § 102 (b) in view of Lemmons et al.

Claims 6, 10 and 14, while not identical to claim 1, includes features similar to those set forth above with regard to claim 1. Thus, claims 6, 10 and 14 are also not subject to rejection for the same reasons as those set forth above with regard to claim 1. Claim 9 depends from claim 6, claims 13 and 22 depend from claim 10, claims 17 and 20 depend from claim 14. Accordingly, claims 9, 13, 17, 20 and 22 are also not subject to rejection under 35 U.S.C. § 102 (b) in view of Lemmons et al.

Claim 15 was rejected under 35 U.S.C. § 103 (b) as being obvious to Lemmons et al. in view of Gordon et al. Lemmons et al. is described above. As described in the Response to the Office Action of October 17, 2007, the "time shift mode" disclosed by the Gordon et al. reference is related to a completely different concept than the "time shift modes" of claim 1. That is, the time shift mode 856 depicted in Figure 8 of the Gordon et al. reference relates to the completely different concept of time shifted programming material and, more specifically, relates to a mode of retrieving previously broadcasted programming [see Figure 8 and lines 1-8 of paragraph [0163] of Gordon et al.]. Accordingly, Gordon et al. does not make up for the deficiencies which are not disclosed by Lemmons et al. Accordingly, neither Lemmons et al., Gordon et al, nor their combination disclose or suggest the features of Applicant's claim 14. Claim 15 depends from claim 14. Thus, claim 15 is not subject to rejection under 35 U.S.C. § 103 (a) in view of Lemmons et al. and Gordon et al.

In view of the foregoing amendments and remarks, Applicants request that the Examiner reconsider and withdraw the rejection of claims 1-2, 5-6, 9-10, 13-17 and 20-24.

Respectfully submitted,



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The Director is hereby authorized to charge or credit Deposit Account No. **18-0350** for any additional fees, or any underpayment or credit for overpayment in connection herewith.

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